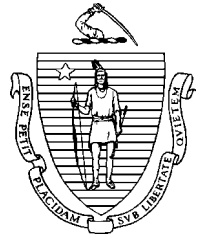




Commonwealth of Massachusetts State Ethics Commission

One Ashburton Place, Room 619, Boston, MA, 02108
phone: 617-727-0060, fax: 617-723-5851



SUFFOLK, ss.

COMMISSION ADJUDICATORY
DOCKET NO. 515

IN THE MATTER OF JAMES B. TRIPLET

Appearances: Stephen P. Fauteux, Esq.
Karen Gray, Esq.
Counsel for the Petitioner

Michael P. Angelini, Esq.
Counsel for the Respondent

Commissioners: Brown, Ch., Burnes, Larkin and
McDonough

Presiding Officer: Commissioner Nonnie S. Burnes, Esq.

DECISION AND ORDER

I. Procedural History

On February 22, 1996, after two days of the Adjudicatory Hearing in this matter, the Petitioner and Respondent filed a Joint Motion for Resolution of the Adjudicatory Proceedings on Certain Charges and Continuation of the Adjudicatory Proceeding Regarding Certain Charges. The Joint Motion requested the following action on certain charges of the Order to Show Cause: (1) that the Commission resolve charges 2, 6 and 8 by authorizing the Commission's Executive Director to execute a Disposition Agreement; (2) that the Commission dismiss charges 1, 3, 4, 5 and 7; and (3) that the Commission continue the adjudicatory proceeding as to charges 9 and 10. Along with the Joint Motion, the Commission was presented with a draft Disposition Agreement signed by the Respondent.^{1/}

II. Decision

Pursuant to 930 CMR 1.01:(6)(d), dismissal may be granted only by majority vote of the Commission. After reviewing the parties' requests and the draft Disposition Agreement, we decide that the Joint Motion is **ALLOWED**. Accordingly charges 1, 3, 4, 5 and 7 of the Order to Show Cause are hereby dismissed. The Executive Director is authorized to execute the draft Disposition Agreement by which the Respondent agrees to pay to the Commission the sum of two thousand dollars (\$2,000) as a civil penalty for his course of conduct in violating G.L. c. 268A, §23(b)(3). Finally, the presiding officer will continue the adjudicatory hearing with regard to charges 9 and 10 of the Order to Cause.

DATE: March 27, 1996

^{1/} The Petitioner and Respondent also filed with the presiding officer a Motion to Impound the above-referenced Joint Motion for Resolution and draft Disposition Agreement. That motion was allowed by the presiding officer on February 29, 1996 thereby requiring impoundment until the need for such has ended. With the issuance of this Decision and Order, the impoundment of documents shall cease.